

The David J. Joseph Company

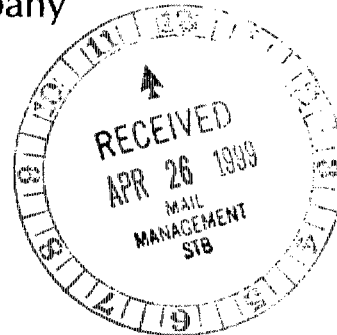
RECORDATION NO.

22129  
FILED

APR 25 '99

11-30AM

April 15, 1999



Surface Transportation Board  
1925 K Street, N.W.  
Attn: Recordation of Railroad Equipment  
Washington, DC 20423-0001

To Whom It May Concern:

Enclosed are an original and one copy of the Memorandum of Railcar Lease dated March 10, 1999 between the following parties:

Lessor: The David J. Joseph Company  
300 Pike Street  
Cincinnati, Ohio 45202

Lessee: United States Gypsum Company  
P.O. Box 806278  
Chicago, IL 60680-4124

Please see the Exhibit A attached hereto, for the Equipment involved in this transaction.

Please file this agreement as a primary document. The fee of \$26.00 is included in the check number 460266.

Sincerely,

THE DAVID J. JOSEPH COMPANY

*Shelley B. Bacon*

Shelley B. Bacon  
Contract Assistant

Enclosure

RECORDATION NO.

22129  
FILED

## MEMORANDUM OF

APR 26 '99

APR 26 '99

11:30AM

## RAILROAD EQUIPMENT LEASE AGREEMENT

- 2 - AM

This **MEMORANDUM OF RAILROAD EQUIPMENT LEASE** (Memorandum of Lease) entered into this 10<sup>th</sup> day of March, 1999, is intended to evidence the lease dated as of March 10, 1999 (the Lease), between **DJJ TRANSPORTATION SERVICES, INC.**, a Delaware corporation (Lessor), and **UNITED STATES GYPSUM COMPANY**, a Delaware corporation (Lessee), for the purpose of satisfying the requirements of recordation with the Surface Transportation Board under Section 49 of U.S.C. 11301. Lessee has the right to use the twenty-four (24) railcars described in Exhibit A attached hereto (the Units). Lessee is renting from Lessor all the Units at the rentals and upon the terms and conditions provided in the Lease.

**IN WITNESS WHEREOF**, Lessor and Lessee, each pursuant to due corporate authority, has executed this Memorandum of Lease on the date indicated below its signature.

**DJJ TRANSPORTATION SERVICES, INC.****UNITED STATES GYPSUM COMPANY**By: Paul E. LoebigBy: Robert J. ZonarName: Paul E. LoebigName: Robert J. ZonarTitle: Vice PresidentTitle: Director, Global LogisticsDate: March 10, 1999Date: 3/23/99

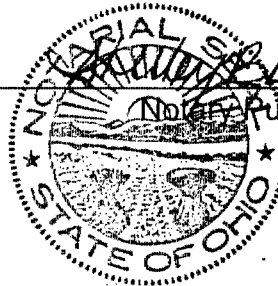
STATE OF OHIO       )  
                                  )  
COUNTY OF HAMILTON )

SS:

The foregoing instrument was acknowledged before me this 10<sup>th</sup> day of March, 1999, by Paul E. Loebig, the Vice President of DJJ Transportation Services, Inc., a Delaware corporation, on behalf of the corporation.

My Commission expires:

July 22, 2002



SHELLEY B. BACON  
Notary Public, State of Ohio  
My Commission Expires July 22, 2002

STATE OF ILLINOIS       )  
                                  )  
COUNTY OF COOK        )

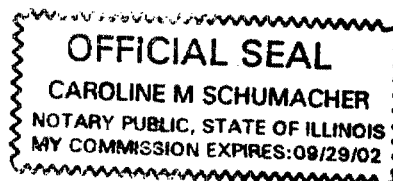
SS:

The foregoing instrument was acknowledged before me this 23rd day of March, 1999, by Robert W. Brown, the Transportation Manager, Rail of United States Gypsum Company, a Delaware corporation, on behalf of the corporation.

Caroline M. Schumacher  
Notary Public

My Commission expires:

9/29/02



## **EXHIBIT A**

To the Memorandum of Lease dated March 10, 1999, between DJJ Transportation Services, Inc. and United States Gypsum Company.

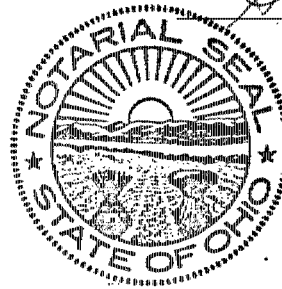
### **DESCRIPTION OF UNITS**

Twenty-four (24) railcars bearing reporting marks as follows:

DJTX 60200 – 60223, inclusive

**CERTIFICATE**

The undersigned, *Shelley B Bacon* notary public in and for the County of Hamilton, State of Ohio, hereby certifies that the copy of the document attached hereto has been compared with the original and that the undersigned has found the copy to be complete and identical in all respects to the original document.



*Shelley B Bacon*  
Notary Public

**SHELLEY B. BACON**  
Notary Public, State of Ohio  
My Commission Expires July 22, 2002